



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
WWW.USPTO.GOV

Paper No. None

GAUTHIER & CONNORS, LLP
225 FRANKLIN STREET
BOSTON MA 02110

COPY MAILED

MAY 24 2006

OFFICE OF PETITIONS

In re Application of	:	
Goran Palmers et al.	:	
Application No. 10/656,996	:	
Filed: September 5, 2003	:	DECISION ON RENEWED PETITION
Attorney Docket No. Strom.7289	:	UNDER 37 C.F.R. §1.181(A)
Title: DEVICE FOR FACILITATING	:	
DRIVING A ROLLABLE WALKER AND A	:	
ROLLABLE WALKER PROVIDED WITH	:	
SUCH A DEVICE	:	

This is a decision on the renewed petition under 37 C.F.R. §1.181(a) to withdraw the holding of abandonment, filed on October 26, 2005.

BACKGROUND

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action, mailed September 17, 2004, which set a shortened statutory period for reply of three (3) months. No response was received, and no extensions of time under the provisions of 37 C.F.R. §1.136(a) were requested. Accordingly, the above-identified application became abandoned on December 18, 2004. A notice of abandonment was mailed on April 7, 2005.

The original petition was submitted on June 23, 2005, and was dismissed via the mailing of a decision on October 3, 2005; although Petitioner had asserted that a response was timely submitted on February 17, 2005, he had failed to include a copy of this response with his petition.

With this renewed petition, Petitioner has included a copy of the response, as well as an assertion that he was "somewhat perplexed¹" by the Office's requirement that he provide an additional copy of the response which was originally presented on February 17, 2005.

This copy of the response has been reviewed by the undersigned, and it is clear that it was originally received by the Office on February 23, 2005. It is equally clear why this amendment was not matched with the present electronic file - the wrong serial number was placed on both the amendment transmittal sheet and the first page of the amendment. As such, the amendment was associated with application number 10/656,966.

Petitioner is reminded that errors such as occurred can result in loss of rights and care must be taken to avoid such.

It is clear that the submission was timely received on February 23, 2005, and placed into the electronic file associated with application number 10/656,966. Accordingly, the petition under 37 C.F.R. §1.181(a) is GRANTED. The holding of abandonment is WITHDRAWN.

The amendment has been removed from the electronic file associated with application number 10/656,966, and placed into the electronic file associated with the present application.

The Technology Center will be notified of this decision. The Technology Center's support staff will notify the Examiner of this decision, so that the amendment which was received on February 23, 2005 can be processed.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3225. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.



Paul Shanowski
Senior Attorney
Office of Petitions
United States Patent and Trademark Office

¹ Renewed petition, page 2.